

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

WINDMILL & EASTERN, LLC, a Nevada
limited liability company,

Plaintiff,

v.

SIMON SHAKIB, an individual and as the
trustee of the Nevada K, LLC Defined Benefit
Pension Plan; ZANNA SHAKIB, an individual
and as trustee of the Nevada K, LLC Defined
Benefit Pension Plan; NEVADA K, LLC, a
Nevada limited liability company, and DOES I
through X; and ROE ENTITIES I through X,
inclusive,

Defendants.

2:11-cv-01082-LDG-PAL

ORDER

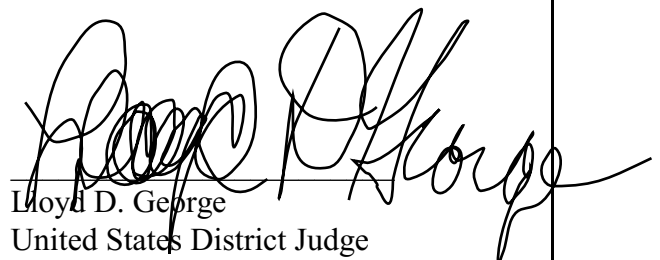
Plaintiff Windmill & Eastern, LLC filed a motion requesting reinstatement of cross-motions for summary judgment. Good cause appearing,

1 THE COURT HEREBY ORDERS that plaintiff's and defendants' cross-motions for
2 summary judgment (Plaintiff's counter motion #32 and supplemental brief #42; Defendants'
3 motion #30, errata #33, response #31, supplemental brief #41) are reinstated as of the date of
4 this order.

5 THE COURT FURTHER ORDERS that a hearing on these cross-motions for
6 summary judgment shall be conducted on the 18th day of December, 2013, at 2:00 PM, in
7 Courtroom 6B, Lloyd D. George United States Courthouse, 333 Las Vegas Blvd. S., Las
8 Vegas, Nevada 89101. The parties should come prepared to address the issue of the adequacy
9 of the showing of the existence of a third employee-participant in Nevada K, LLC Defined
10 Benefit Pension Plan.

11 THE COURT FURTHER ORDERS that Defendant Simon Shakib shall make personal
12 appearance at the hearing, and that the failure to appear may result in the granting of summary
13 judgment against such defendant and the consideration of other sanctions.

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16 Dated this 21 day of November, 2013.

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Lloyd D. George
United States District Judge